

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDI GARH

ARB-132-2016 (O&M)
Date of decision: - 28.04.2017

M/s Terrier Utility Services Pvt. Ltd.

... Petitioner

Versus

The Punjab State Cooperative Supply & Marketing
Federation (Markfed) and another

... Respondents

CO RAM HON'BLE MR. JUSTICE S. J. VAZIFDAR, CHIEF JUSTICE

Present:- Mr. Atul Kaushik, Advocate,
for the petitioner.

Mr. Ntin Kaushal, Advocate,
for the respondents.

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S. J. VAZIFDAR, C. J. (ORAL)

This is a petition under Section 11 of the Arbitration and Conciliation Act, 1996 for the appointment of an arbitrator.

2. The latest date for the commencement of the period of limitation was 28.02.2009. The arbitration clause was invoked only on 14.02.2014 i.e. after the period of limitation. There is nothing that saves the bar of limitation. Mere reminder from the claimant does not save the bar of limitation. The claim is, therefore, ex-facie stale.

3. The petition is dismissed.

(S. J. VAZIFDAR)
CHIEF JUSTICE

28.04.2017

Amodh

Whether speaking/ reasoned	Yes/ No
Whether reportable	Yes/ No